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DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DIAGNOSTIC DEVICE WITH MOUSE-CONTROLLED SWITCHING
AMONG DISPLAY CONTROL FUNCTIONS**

Case No. P01,0335, the specification of which

(check one) X is attached hereto.
 was filed on _____, as
Application Serial No. _____
and was amended on _____.
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent Office all information which is known to me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, 1.56.¹

I do not know and do not believe this invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and I believe that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as identified below:

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below

Prior Foreign Application(s)

Number

Country

Date

10052535.0

Germany

October 23, 2000

and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the above listed application on which priority is claimed:

Prior Foreign Application(s)

Number

Country

Date

¹ (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a *prima facie* case of unpatentability of a claim; or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A *prima facie* case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

If no priority is claimed, I have identified all foreign patent applications filed prior to this application:

Prior Foreign Application(s)

Number

Country

Date

And I hereby appoint all Attorneys Identified by United States Patent & Trademark Office Customer Number 26574, who are all members of the firm of Schiff Hardin and Waite.

Telephone 312/-258-5500 Patent Department

my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and direct that all correspondence be forwarded to:

Schiff, Hardin & Waite
Atten: Patent Department
6600 Sears Tower, Chicago, Illinois 60606 -6473
Customer Number 26574

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor BERT BOEHLER

Inventor's signature _____ Date _____

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Full name of second joint inventor,
(if any) JEAN-MARIE CLEMENT

Inventor's signature _____ Date _____

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91056 Erlangen, Germany

Full name of third joint inventor,
(if any) PETRA TAMARA GIESEN

Inventor's signature _____ Date _____

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Citizenship Germany

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90522 Oberasbach, Germany

Full name of fourth joint inventor,
(if any) _____

(if any) MARC ROSE

Inventor's signature _____ Date _____

Residence Erlangen, Germany

Citizenship	Germany
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Post Office Address Geschwister-Scholl-Str. 3

91058 Erlangen, Germany

Station	Time	Latitude	Longitude	Altitude	Remarks
1	08:00	34° 15' N	121° 00' E	100 m	Start of survey
2	08:15	34° 15' N	121° 00' E	100 m	Station 1
3	08:30	34° 15' N	121° 00' E	100 m	Station 2
4	08:45	34° 15' N	121° 00' E	100 m	Station 3
5	09:00	34° 15' N	121° 00' E	100 m	Station 4
6	09:15	34° 15' N	121° 00' E	100 m	Station 5
7	09:30	34° 15' N	121° 00' E	100 m	Station 6
8	09:45	34° 15' N	121° 00' E	100 m	Station 7
9	10:00	34° 15' N	121° 00' E	100 m	Station 8
10	10:15	34° 15' N	121° 00' E	100 m	Station 9
11	10:30	34° 15' N	121° 00' E	100 m	Station 10
12	10:45	34° 15' N	121° 00' E	100 m	Station 11
13	11:00	34° 15' N	121° 00' E	100 m	Station 12
14	11:15	34° 15' N	121° 00' E	100 m	Station 13
15	11:30	34° 15' N	121° 00' E	100 m	Station 14
16	11:45	34° 15' N	121° 00' E	100 m	Station 15
17	12:00	34° 15' N	121° 00' E	100 m	Station 16
18	12:15	34° 15' N	121° 00' E	100 m	Station 17
19	12:30	34° 15' N	121° 00' E	100 m	Station 18
20	12:45	34° 15' N	121° 00' E	100 m	Station 19
21	13:00	34° 15' N	121° 00' E	100 m	Station 20
22	13:15	34° 15' N	121° 00' E	100 m	Station 21
23	13:30	34° 15' N	121° 00' E	100 m	Station 22
24	13:45	34° 15' N	121° 00' E	100 m	Station 23
25	14:00	34° 15' N	121° 00' E	100 m	Station 24
26	14:15	34° 15' N	121° 00' E	100 m	Station 25
27	14:30	34° 15' N	121° 00' E	100 m	Station 26
28	14:45	34° 15' N	121° 00' E	100 m	Station 27
29	15:00	34° 15' N	121° 00' E	100 m	Station 28
30	15:15	34° 15' N	121° 00' E	100 m	Station 29
31	15:30	34° 15' N	121° 00' E	100 m	Station 30
32	15:45	34° 15' N	121° 00' E	100 m	Station 31
33	16:00	34° 15' N	121° 00' E	100 m	Station 32
34	16:15	34° 15' N	121° 00' E	100 m	Station 33
35	16:30	34° 15' N	121° 00' E	100 m	Station 34
36	16:45	34° 15' N	121° 00' E	100 m	Station 35
37	17:00	34° 15' N	121° 00' E	100 m	Station 36
38	17:15	34° 15' N	121° 00' E	100 m	Station 37
39	17:30	34° 15' N	121° 00' E	100 m	Station 38
40	17:45	34° 15' N	121° 00' E	100 m	Station 39
41	18:00	34° 15' N	121° 00' E	100 m	Station 40
42	18:15	34° 15' N	121° 00' E	100 m	Station 41
43	18:30	34° 15' N	121° 00' E	100 m	Station 42
44	18:45	34° 15' N	121° 00' E	100 m	Station 43
45	19:00	34° 15' N	121° 00' E	100 m	Station 44
46	19:15	34° 15' N	121° 00' E	100 m	Station 45
47	19:30	34° 15' N	121° 00' E	100 m	Station 46
48	19:45	34° 15' N	121° 00' E	100 m	Station 47
49	20:00	34° 15' N	121° 00' E	100 m	Station 48
50	20:15	34° 15' N	121° 00' E	100 m	Station 49
51	20:30	34° 15' N	121° 00' E	100 m	Station 50
52	20:45	34° 15' N	121° 00' E	100 m	Station 51
53	21:00	34° 15' N	121° 00' E	100 m	Station 52
54	21:15	34° 15' N	121° 00' E	100 m	Station 53